

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

DUNKEL *et al.*

Appl. No.: 10/583,312

§ 371 Filing Date: April 26, 2007

For: **Optically Active Carboxamides**

Confirmation No.: 3233

Art Unit: 4121

Examiner: FIERRO, Alicia Loretta

Atty. Docket: 2400.0560000/JMC/CMB/KHR

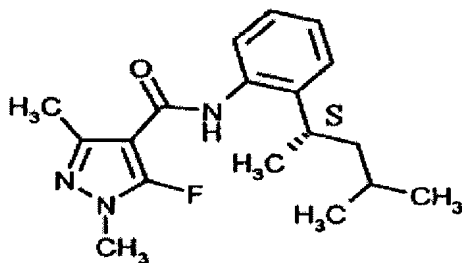
Reply to Restriction Requirement

Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

Sir:

In reply to the Office Action dated December 31, 2008, Applicants submit the following Remarks. Applicants provisionally elect to prosecute the invention of Group I, represented by claims 1-2 and 4.

The Office also required Applicants to elect a single species for search purposes. Applicants provisionally elect the compound (see, Example 1 on page 28 of the above-captioned application as filed), which is illustrated below, for search purposes:



The compound illustrated above is encompassed by the genus of structure (I) and is defined as follows:

R is hydrogen;